

**Amendment No. 3 to HB1628**

**Ferguson**  
**Signature of Sponsor**

**AMEND Senate Bill No. 1559\***

**House Bill No. 1628**

by deleting the amendatory language of SECTION 1 and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-211-106, is amended by adding the following language as a new, appropriately designated subsection:

( ) The commissioner shall not issue a permit under this section for the disposal of coal ash or for the expansion of an existing coal ash disposal facility unless the plans for such disposal facility include a liner and a final cap. However, the provisions of this subsection shall not apply to the use of coal ash for fill, to any agricultural use, to any engineered uses as a feedstock for the production of a product, to wastewater treatment units, or to the disposal of coal ash in connection with any of the foregoing.